

Docket No.: 60188-101

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of : Customer Number: 20277  
Tomoo KIMURA, et al. : Confirmation Number: 2527  
Application No.: 09/964,515 : Group Art Unit: 2825  
Filed: September 28, 2001 : Allowed: November 2, 2004  
Examiner: Annette M. THOMPSON  
For: CIRCUIT OPERATION VERIFYING METHOD AND APPARATUS

**FAX RECEIVED**

FEB 03 2005

## OFFICE OF PETITIONS

**PETITION UNDER 37 C.F.R. 1.313(c)(2)**  
**FOR WITHDRAWAL FROM ISSUE FOR CONSIDERATION OF**  
**AN INFORMATION DISCLOSURE STATEMENT UNDER §1.97**  
**IN VIEW OF A REQUEST FOR CONTINUED EXAMINATION (RCE)**

Mail Stop 313(c)  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

I hereby certify that this paper is being facsimile transmitted to the Parent and Trademark Office on the date shown below

Sir:

This is a Petition under 37 C.F.R. 1.313(c)(2) for the withdrawal of this application from issue.

## PETITION

1. Applicants hereby petition for the withdrawal of this application from issue.

**PATENT ISSUE FEE**

2. The issue fee for this case was paid on December 29, 2004.

No.: 09/964,515

**REASON FOR WITHDRAWAL REQUEST**

3. The reason for withdrawal from issue of this application is for consideration of an Information Disclosure Statement (IDS). Applicants are concurrently filing a Request for Continued Examination (RCE), pursuant to 37 C.F.R. §1.313(c)(2) and 37 C.F.R. §1.114 along with the IDS citing the references to be considered.

**PETITION FEES**

4. The Commissioner is authorized to charge the \$130.00 fee for the present Petition to Deposit Account No. 50-0417.

The Commissioner is hereby authorized to charge any fees due or credit any overpayment in connection with the filing of this paper to Deposit Account 50-0417.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

Michael E. Fogarty  
Registration No. 36,139

Please recognize our Customer No. 20277  
as our correspondence address.

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Date: February 3, 2005